

COMMISSIONER FOR PATENTS  
P.O. BOX 1450  
ALEXANDRIA, VA 22313-1450

In re application of: Chih-Ming CHEN, et al.  
Serial No.: 09/435,576  
Filed: November 8, 1999  
For: **HMG-COA REDUCTASE INHIBITOR EXTENDED RELEASE FORMULATION**

Sir:

Transmitted herewith is a **Response** in the above-identified application.

- ☐ Small entity status under 37 C.F.R. 1.9 and 1.27 has been previously established.  
☐ Applicants assert small entity status under 37 C.F.R. 1.9 and 1.27.  
☒ No fee for additional claims is required.  
☐ A filing fee for additional claims calculated as shown below, is required:

☒ Also transmitted herewith are:

- ☒ Petition for one (1) month extension under 37 C.F.R. 1.136  
☒ Other: **Notice of Appeal from the Examiner to the Board of Appeals and Interferences**

☒ Check(s) in the amount of **\$620.00** is/are attached to cover:

- ☐ Filing fee for additional claims under 37 C.F.R. 1.16  
☒ Petition for one (1) month extension under 37 C.F.R. 1.136  
☒ Other: **Notice of Appeal from the Examiner to the Board of Appeals and Interferences**

☒ The Commissioner is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 50-0552.

- ☒ Any filing fee under 37 C.F.R. 1.16 for the presentation of additional claims which are not paid by check submitted herewith.  
☒ Any patent application processing fees under 37 C.F.R. 1.17.  
☒ Any petition fees for extension under 37 C.F.R. 1.136 which are not paid by check submitted herewith, and it is hereby requested that this be a petition for an automatic extension of time under 37 CFR 1.136.

  
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I hereby certify that this correspondence and/or documents referred to as attached therein and/or fee are being deposited with sufficient postage to the United States Postal Service as "first class mail" in an envelope addressed to "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" on November 21, 2005.  
DAVIDSON, DAVIDSON & KAPPEL, LLC

BY: 